IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1003 OF 2007
IN
NOTICE OF MOTIONNO.4552 OF 2006
IN
SUIT NO.1228 OF 2005

Padmavati M. Mehta ....Plaintiff
V/s.
Meena Mehta ....Defendant
And
Jayashree Valia & Anr. ....Respondents

Mr.A. Bali i/b Thakkar & Bali for Respondent No.2.

Mr.R.V. Govilkar for the Defendant.

CORAM : S.J. VAZIFDAR, J.
DATED : 4TH OCTOBER, 2007.

P.C. :

1. Mr.Bali, the learned counsel appearing on behalf of Respondent No.2 states that the Plaintiff had left behind a Will under which Respondent No.2 is the sole executor and beneficiary. The present order is without prejudice to the Respondents' contention in this regard.

2. The other objection is that the Plaintiff's husband ought also to be joined. Mr.Govilkar, the learned counsel appearing on behalf of the Defendant has no objection to the same.

3. In the circumstances the Chamber Summons is made absolute in terms of prayers (a), (b) and (c). The order shall also apply to the Plaintiff’s husband namely Manohardas Harilal Mehta. The amendment to be carried out within two weeks from today.